



January 31, 2002

HOUSE BILL No. 1256

DIGEST OF HB 1256 (Updated January 30, 2002 4:59 PM - DI 107)

Citations Affected: IC 2-5.

Synopsis: Commission on Hispanic and Latino affairs and Commission on Native American affairs. Establishes the executive commission on Hispanic and Latino affairs and establishes the legislative commission on Native American affairs.

Effective: July 1, 2002.

**Aguilera, Lawson L, Dumezich,
Stevenson, Budak**

January 14, 2002, read first time and referred to Committee on Human Affairs.
January 30, 2002, amended, reported — Do Pass.

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HB 1256—LS 7053/DI 47+



January 31, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

HOUSE BILL No. 1256

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 2-5-27 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2002]:

4 **Chapter 27. Executive Commission on Hispanic/Latino Affairs**

5 **Sec. 1. The executive commission on Hispanic/Latino affairs is**
6 **established.**

7 **Sec. 2. (a) The commission shall do the following:**

8 **(1) Identify and research issues affecting the Hispanic/Latino**
9 **communities.**

10 **(2) Promote cooperation and understanding between the**
11 **Hispanic/Latino communities and other communities**
12 **throughout Indiana.**

13 **(3) Report to the legislative council and the governor**
14 **concerning Hispanic/Latino issues, including the following:**

15 **(A) Conditions causing exclusion of Hispanics/Latinos**
16 **from the larger Indiana community.**

17 **(B) Measures to stimulate job skill training and related**

HB 1256—LS 7053/DI 47+



workforce development.

(C) Measures to sustain cultural diversity while improving race and ethnic relations.

(D) Public awareness of issues affecting the Hispanic/Latino communities.

(E) Measures that could facilitate easier access to state and local government services by Hispanics/Latinos.

(F) Challenges and opportunities arising out of the growing Hispanic/Latino population.

(b) The commission may study other topics as assigned by the legislative council or the governor.

(c) The commission may make legislative recommendations to the general assembly.

Sec. 3. (a) The commission consists of thirteen (13) members appointed as follows:

(1) Two (2) members of the senate, not more than one (1) of whom may be affiliated with the same political party, to be appointed by the president pro tempore of the senate.

(2) Two (2) members of the house of representatives, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the speaker of the house of representatives.

(3) Two (2) members of the Hispanic/Latino community who are not members of the general assembly, to be appointed by the president pro tempore of the senate.

(4) Two (2) members of the Hispanic/Latino community who are not members of the general assembly, to be appointed by the speaker of the house of representatives.

(5) Five (5) members of the Hispanic/Latino community, to be appointed by the governor.

In making their appointments under this section, the president pro tempore of the senate, the speaker of the house of representatives, and the governor shall attempt to have the greatest number of counties represented on the commission.

(b) The governor shall appoint a member of the commission to serve as chairperson.

(c) If a legislative member of the commission ceases being a member of the chamber from which the member was appointed, the member also ceases to be a member of the commission.

(d) A member of the commission may be removed at any time by the appointing authority who appointed the member.

(e) If a vacancy exists on the commission, the appointing



1 authority who appointed the former member whose position has
2 become vacant shall appoint an individual to fill the vacancy.

3 (f) Each member of the commission who is a member of the
4 general assembly is a nonvoting member.

5 (g) The affirmative votes of a majority of the voting members
6 appointed to the commission are required for the commission to
7 take action on any measure, including final reports.

8 Sec. 4. (a) The department of workforce development shall
9 provide staff support to the commission.

10 (b) The expenses of the commission shall be paid from
11 appropriations made to the department of workforce development.

12 Sec. 5. (a) Each member of the commission who is not a state
13 employee is entitled to the minimum salary per diem provided by
14 IC 4-10-11-2.1(b). The member is also entitled to reimbursement
15 for traveling expenses as provided under IC 4-13-1-4 and other
16 expenses actually incurred in connection with the member's duties
17 as provided in the state policies and procedures established by the
18 Indiana department of administration and approved by the budget
19 agency.

20 (b) Each member of the commission who is a state employee but
21 who is not a member of the general assembly is entitled to
22 reimbursement for traveling expenses as provided under
23 IC 4-13-1-4 and other expenses actually incurred in connection
24 with the member's duties as provided in the state policies and
25 procedures established by the Indiana department of
26 administration and approved by the budget agency.

27 (c) Each member of the commission who is a member of the
28 general assembly is entitled to receive the same per diem, mileage,
29 and travel allowances paid to legislative members of interim study
30 committees established by the legislative council. Per diem,
31 mileage, and travel allowances paid under this subsection shall be
32 paid from appropriations made to the legislative council or the
33 legislative services agency.

34 SECTION 2. IC 2-5-28 IS ADDED TO THE INDIANA CODE AS
35 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
36 1, 2002]:

37 **Chapter 28. Legislative Commission on Native American Affairs**

38 **Sec. 1. The legislative commission on Native American affairs is**
39 **established.**

40 **Sec. 2. (a) The commission shall do the following:**

41 (1) Identify and research issues affecting the Native American
42 community.



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(2) Promote cooperation and understanding between the Native American community and other communities throughout Indiana.

(3) Report to the general assembly concerning Native American issues, including the following:

(A) Conditions causing exclusion of Native Americans from the larger Indiana community.

(B) Measures to stimulate job skill training and related workforce development.

(C) Measures to sustain cultural diversity while improving race and ethnic relations.

(D) Public awareness of issues affecting the Native American community.

(E) Measures that could facilitate easier access to state and local government services by Native Americans.

(F) Challenges and opportunities arising out of the growing Native American population.

(b) The commission may study other topics as assigned by the legislative council or as directed by its chairman.

(c) The commission may make legislative recommendations under rules adopted by the legislative council.

Sec. 3. (a) The commission consists of sixteen (16) members appointed as follows:

(1) Four (4) members of the senate, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the president pro tempore of the senate.

(2) Four (4) members of the house of representatives, not more than two (2) of whom may be affiliated with the same political party, to be appointed by the speaker of the house of representatives.

(3) Four (4) members of the Native American community who are not members of the general assembly to be appointed by the president pro tempore of the senate.

(4) Four (4) members of the Native American community who are not members of the general assembly to be appointed by the speaker of the house of representatives.

In making appointments under this section, the president pro tempore of the senate and the speaker of the house of representatives shall attempt to have the greatest number of counties represented on the commission.

(b) The chairman of the legislative council shall appoint a member of the commission to serve as chairperson. Whenever



1 there is a new chairman of the legislative council, the new
2 chairman may remove the chairperson of the commission and
3 appoint another chairperson.

4 (c) If a legislative member of the commission ceases being a
5 member of the chamber from which the member was appointed,
6 the member also ceases to be a member of the commission.

7 (d) A legislative member of the commission may be removed at
8 any time by the appointing authority who appointed the legislative
9 member.

10 (e) If a vacancy exists on the commission, the appointing
11 authority who appointed the former member whose position has
12 become vacant shall appoint an individual to fill the vacancy.

13 Sec. 4. The commission shall operate under the rules of the
14 legislative council.

15 Sec. 5. The legislative services agency shall provide staff support
16 to the commission.

17 Sec. 6. Each member of the commission is entitled to receive the
18 same per diem, mileage, and travel allowances paid to individuals
19 who serve as legislative and lay members, respectively, of interim
20 study committees established by the legislative council.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred House Bill 1256, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1256 as introduced.)

SUMMERS, Chair

Committee Vote: yeas 13, nays 0.

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